HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 1498 (SS) OF 2001

(Old No. 2850/1998)

Smt. Manju Tewari,
Wife of late Kailash Chand Tewari,
R/o Village Sail, Post Office-Baldoti,
District-Almora. .....Petitioner

Versus

1. Union of India, through Director, SSB Directorate General of Security, East Block No. V, R.K. Puram, New Delhi.
2. Assistant Director (Admn.) O/O the Division Organizer, Jammu and Kashmir Division, 151 A/D, Gandhi Nagar, Jammu.
3. Commandant, SSB Group Centre, Headquarter Leh, Jammu & Kashmir. .....Respondents.

Dated: 25.08.2006

Hon'ble Rajesh Tandon, J.

Heard Sri N.S. Pundir, Advocate for the petitioner and Mrs. Anjali Bhargava, counsel for the Govt. of India.

2. By the present writ petition, the petitioner has prayed for a writ of mandamus directing the respondents to appoint the petitioner on compassionate ground.

3. After filing the writ petition, both the parties have stated that the order has been passed rejecting the application for appointment on compassionate ground and therefore, fresh cause of action has arisen.

4. However, liberty is given to the petitioner to file fresh writ petition challenging the said order.

5. With the aforesaid observation, writ petition is dismissed. As fresh cause of action will arise, if the amendment application is allowed. However. The amendment application, if any, is also rejected.

6. No order as to costs.

(Rajesh Tandon, J.)

25.08.2006
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